IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

WA.No. 1937 of 2007

AGAINST THE JUDGEMENT IN WPC.10452/2007 Dated 22/06/2007
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APPELLANT/PETITIONER

BETTY SARAH ABRAHAM,
D/O C.A.ABRAHAM,
CHEMBITHARAYIL HOUSE,
PALLOM POST, NATTAKOM VILLAGE,
KOTTAYAM DISTRICT.

BY ADV. SRI.P.KURUVILLA JACOB

RESPONDENTS/RESPONDENTS
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1. THE MANAGER,
STATE BANK OF TRAVANCORE,
PALLOM BRANCH, PALLOM POST,
KOTTAYAM DISTRICT.

2. THE MANAGER,
LEAD BANK, STATE BANK OF TRAVANCORE,
KANJIKUZHY BRANCH, KOTTAYAM.

BY ADV. SRI.M.PATHROSE MATTHAI (SR.)
SRI.SAJI VARGHESE

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 15/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

W.A.No.1937 of 2007

Dated, this the 15th day of October, 2007

JUDGMENT

H.L.Dattu, C.J.

This writ appeal is filed against the orders passed by the learned Single Judge in W.P.(C) No.10452 of 2007 dated 22nd June, 2007.

2. Petitioner was before this Court complaining the inaction on the part of the first respondent Bank in giving her the education loan. The learned Single Judge has rejected the writ petition. That is how the petitioner is before us in this appeal.

3. When the matter was posted before us for admission, we had requested Sri.M.Pathrose Matthai, learned senior counsel, to obtain appropriate instructions from the Manager of the first respondent bank.

4. In all fairness, learned senior counsel would inform us that the first respondent Bank will sanction the education loan to the appellant to prosecute her 5th and 6th semesters of B.Sc. M.I.T. Course in St.Thomas College of Allied Health Sciences. The learned counsel would also inform us that the Bank will pay a sum of Rs.Fifty thousand and the appellant should be directed to repay the education loan so sanctioned within one year after completion of the course or in the alternative, within six months after getting a job, whichever is earlier. The learned counsel would also inform us that the appellant should execute certain documents with the Bank authorities.

5. In view of the above, without going into the merits or demerits of the case, the writ appeal can be disposed of by us with the following directions.

6. Accordingly, the following:

Order

i) Writ appeal is disposed of.

ii) The first respondent Bank is now directed to sanction a sum of Rs.Fifty thousand to the appellant to prosecute her 5th and 6th semesters of B.Sc. M.I.T. Course in St.Thomas College of Allied Health Sciences, Chethipuzha, Changanacherry.

iii) The appellant shall appear before the first respondent Bank authorities on 22nd October, 2007 and execute necessary documents.

iv) The appellant shall repay the loan within one year after completion of the course or within six months after getting a job, whichever is earlier.

v) The loan amount shall be repaid by the appellant in five years.

With these observations and directions, the writ appeal is disposed of.

(**H.L.DATTU)**
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

vns/DK.